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Patent

Attorney Docket No. 1033294-000026

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Sentaro Ito et al.

Application No.: 10/813,264

Filing Date: March 31, 2004

Title: CONTROL DEVICE FOR A VEHICLE

Group Art Unit: 3663

Examiner: Ronnie M. Mancho

Confirmation No.: 5346

## AMENDMENT/REPLY TRANSMITTAL LETTER

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Enclosed is a reply for the above-identified patent application.

- ☐ A Petition for Extension of Time is also enclosed.
- ☐ Terminal Disclaimer(s) and the ☐ \$65.00 (2814) ☐ \$130.00 (1814) fee per Disclaimer due under 37 C.F.R. § 1.20(d) are also enclosed.
- ☒ Also enclosed is/are Response to Election of Species Requirement

\_\_\_\_\_

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\_\_\_\_\_

- ☐ Small entity status is hereby claimed.
- ☐ Applicant(s) requests continued examination under 37 C.F.R. § 1.114 and enclose the ☐ \$395.00 (2801) ☐ \$790.00 (1801) fee due under 37 C.F.R. § 1.17(e).
- ☐ Applicant(s) requests that any previously unentered after final amendments not be entered. Continued examination is requested based on the enclosed documents identified above.
- ☐ Applicant(s) previously submitted \_\_\_\_\_
- \_\_\_\_\_
- on \_\_\_\_\_,
- for which continued examination is requested.
- ☐ Applicant(s) requests suspension of action by the Office until at least \_\_\_\_\_, which does not exceed three months from the filing of this RCE, in accordance with 37 C.F.R. § 1.103(c). The required fee under 37 C.F.R. § 1.17(i) is enclosed.
- ☐ A Request for Entry and Consideration of Submission under 37 C.F.R. § 1.129(a) (1809/2809) is also enclosed.

- ☒ No additional claim fee is required.
- ☐ An additional claim fee is required, and is calculated as shown below.

AMENDED CLAIMS					
	No. of Claims	Highest No. of Claims Previously Paid For	Extra Claims	Rate	Additional Fee
Total Claims		MINUS =	0	x \$50.00 (1202) =	\$ 0.00
Independent Claims		MINUS =	0	x \$200.00 (1201) =	\$ 0.00
If Amendment adds multiple dependent claims, add \$360.00 (1203)					
Total Claim Amendment Fee					\$ 0.00
<input type="checkbox"/> Small Entity Status claimed - subtract 50% of Total Claim Amendment Fee					\$ 0.00
<b>TOTAL ADDITIONAL CLAIM FEE DUE FOR THIS AMENDMENT</b>					<b>\$ 0.00</b>

- ☐ A check in the amount of \_\_\_\_\_ is enclosed for the fee due.
- ☐ Charge \_\_\_\_\_ to Deposit Account No. 02-4800.
- ☐ Charge \_\_\_\_\_ to credit card. Form PTO-2038 is attached.

The Director is hereby authorized to charge any appropriate fees under 37 C.F.R. §§ 1.16, 1.17, 1.20(d) and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 02-4800. This paper is submitted in duplicate.

Respectfully submitted,

BUCHANAN INGERSOLL PC

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Date: April 3, 2006

By Matthew L. Schneider  
Matthew L. Schneider  
Registration No. 32,814



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of	)	<b>MAIL STOP AMENDMENT</b>
Sentaro Ito et al.	)	
Application No.: 10/813,264	)	Group Art Unit: 3663
Filed: March 31, 2004	)	Examiner: Ronnie M. Mancho
For: CONTROL DEVICE FOR A	)	Confirmation No.: 5346
VEHICLE	)	
	)	
	)	

**RESPONSE TO ELECTION OF SPECIES REQUIREMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Official Action dated March 2, 2006, the following remarks are submitted.

The aforementioned Official Action indicates that claims in this application are directed to patentably distinct species. After receiving this Official Action, the undersigned spoke with the Examiner in order to better understand the election requirement. Based on this telephone conversation, the undersigned understands that Applicants are required to elect one of species A-C and one of species D-F.

Thus, the Official Action requires Applicants to select one of

- Species A in which a process is configured to produce an alarm only;
- Species B in which a process is configured to produce a deceleration of a vehicle only; and
- Species C in which a process is configured to produce both an alarm and a deceleration of a vehicle;